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TRAN-P022

Patent



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)

Torvalds et al.)

Serial No. 09/417,979)

Filing Date: October 13, 1999)

For: METHOD OF CHANGING)
MODES OF CODE)
GENERATION (As Filed))

Examiner: Ellis, Richard

Art Unit: 2183

RECEIVED

AUG 18 2003

Technology Center 2100

Hon. Assistant Commissioner for Patents
Washington, D.C. 20231

AMENDMENT AND RESPONSE TO OFFICE ACTION

Dear Sir:

In response to the Office Action mailed May 13, 2003, the following amendments and responses to the above captioned patent application are respectfully submitted. Reconsideration of the above captioned patent application is respectfully requested.

Serial No. 09/417,979
Examiner: Ellis, Richard

- 1 -

Art Unit 2183
TRAN-P022

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

I hereby certify that this transmittal of the below described document is being deposited with the United States Postal Service in an envelope bearing First Class Postage and addressed to the Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450, on the below date of deposit.

Date of Deposit:	08/12/03	Name of Person Making the Deposit:	Julie Williams	Signature of the Person Making the Deposit:	
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In re Application of: Linus Torvalds and Peter H. Anvin

Serial No.: 09/417,979

Examiner: Ellis, Richard

Filed: 10/13/99

Art Unit: 2183

For: METHOD OF DETERMINING A MODE OF CODE GENERATION (AS AMENDED)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application

☒ Transmitted herewith is a response to an office action for the above identified patent application.
(12 sheets)
Transmitted herewith are _____ sheets of substitute formal drawings.
Other: _____

2. Applicant is other than a small entity

Extension of Term

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

(a) [] Applicant petitions for an extension of time under 37 C.F.R. 1.136
(fees: 37 C.F.R. 1.17(a)-(d) for the total number of months checked below:)

<u>Extension</u>	<u>Fee</u>
[] one month	\$110.00
[] two months	\$410.00
[] three months	\$930.00
[] four months	\$1,450.00

Fee \$ _____

If an additional extension of time is required, please consider this a petition therefor.

(b) [X] Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

Fee Calculation

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(for other than a small entity)					
Fee Items	Claims Remaining After Amendment	Highest Number of Claims Previously Paid For	Present Extra Claims	Fee Rate	Total
Total Claims	16	- 20 =	0	x \$18.00	\$0.00
Independent Claims	3	- 3 =	0	x \$84.00	\$0.00
Multiple Dependent Claim Fee (one or more, first added by this amendment)				\$260.00	\$0.00
Total Fees					\$0.00

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PAYMENT OF FEES

AUG 18 2003

Technology Center 2100

5. The full fee due in connection with this communication is provided as follows:

- [x] The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No.: 23-0085.
A duplicate copy of this authorization is enclosed.
- [] A check in the amount of \$
- [] Charge any fees required or credit any overpayments associated with this filing to Deposit Account No.: 23-0085.

Please direct all correspondence concerning the above-identified application to the following address:

WAGNER, MURABITO & HAO LLP
Two North Market Street, Third Floor
San Jose, California 95113
(408) 938-9060

Respectfully submitted,

Date: 8/12/03

By: Ronald M. Pomeroy
Ronald M. Pomeroy
Reg. No. 43,009